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September 1, 2022

Via EDNY ECF

Honorable Rachel P. Kovner
United States District Judge
United States District Court, E.D.N.Y.
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Kevin McCabe v. CVS Health Corp.*, Case No. 1:22-CV-3116

Dear Judge Kovner:

We are counsel to defendant CVS Health Corporation (“CVS Health”) in this putative class action. In accordance with Your Honor’s Individual Practice Rules, we are writing to advise that we have served CVS Health’s moving papers in support of CVS Health’s motion to dismiss this action on plaintiff. CVS Health’s moving papers comprise:

- Notice of Motion to Dismiss
- Memorandum of Law in Support of Defendant’s Motion to Dismiss
- Declaration of Edward L. Powers in Support of Defendant’s Motion to Dismiss (the “Powers Decl.”)
- Exhibits A and B to the Powers Declaration

Pursuant to Your Honor’s Individual Practice Rules, CVS Health will file these moving papers, together with all other papers relevant to this motion, after the motion is fully briefed.

Respectfully,

/s/ Edward L. Powers

Edward L. Powers

cc: Todd C. Bank, Esq.
(Counsel to Plaintiff, via ECF)